

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No. 6045-006

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

16834 U.S. PTO  
10/719076  
112103

UTILITY PATENT APPLICATION TRANSMITTAL  
(Small Entity)

Transmitted herewith for filing is the patent application of

Inventor(s): D. David Roberts

For (title): AN IMPROVED CULINARY TOOL FOR TRANSPORTING FOOD OBJECTS

1. Type of Application

This new application is for a(n)

- ☒ Original  
☐ Design  
☐ Divisional  
☐ Continuation  
☐ Continuation-in-part (CIP) under 37 CFR 1.53 (b)

2. Benefit of Prior Application(s) (35 USC §120)

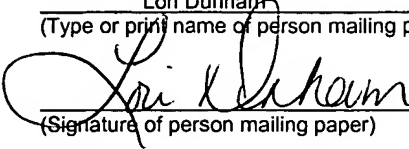
- ☒ The new application being transmitted claims the benefit or priority to prior provisional patent application Serial No. 60/428,179, filed November 21, 2002.

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CERTIFICATION UNDER 37 CFR §1.10

I hereby certify that this Application Transmittal and the documents referred to as enclosed therein are being deposited with the United States Postal Service on this date November 21, 2003 in an envelope as "Express Mail Post Office to Addressee" Mailing Label Number ER 215148136 US addressed to: Mail Stop Patent Application, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Lori Dunham  
(Type or print name of person mailing paper)

  
(Signature of person mailing paper)

**3. Papers Enclosed Which Are Required For Filing Date Under 37 CFR §1.53(b) (Regular) or 37 CFR 1.153 (Design) Application**

  7   Pages of specification containing:  
Descriptive Title of the Invention  
Cross References to Related Applications  
Background of the Invention  
Brief Summary of the Invention  
Brief Description of the Drawings  
Detailed Description  
Claim(s)  
Abstract of the Disclosure

  2   Sheets of drawings  
[ ] formal  
[X] informal  
[X] in triplicate

**4. Additional papers enclosed**

[ ] Preliminary Amendment  
[ ] Information Disclosure Statement  
[ ] Form PTO-1449  
[ ] Citations  
[ ] Declaration of Biological Deposit  
[ ] Special Comments  
[ ] Other

**5. Declaration of oath**

[X] Enclosed and executed by (*check all applicable boxes*)  
[X] inventor(s)  
[ ] legal representative of inventor(s) 37 CFR §1.42 or 1.43  
[ ] joint inventor or person showing a proprietary interest on behalf of inventor who refused to sign or cannot be reached.  
[ ] this is the petition required by 37 CFR 1.47 and the statement required by 37 CFR 1.47 is also attached.  
[ ] Not Enclosed. Will be submitted under separate cover.

**6. Nucleotide and/or Amino Acid Sequence Submission**

- ☐ Computer Readable Form (CFR)
- ☐ Specification Sequence Listing on:
  - ☐ CD-ROM or CD-R (2 copies); or
  - ☐ Paper
- ☐ Statement(s) Verifying Identical Paper and Computer Readable Copy

**7. Inventorship Statement**

The inventorship for all the claims in this application are:

- ☒ The same **or**
- ☐ Are not the same. An explanation, including the ownership of the various claims at the time the last claimed invention was made,
  - ☐ is submitted
  - ☐ will be submitted.

**8. Language**

- ☒ English
- ☐ non-English
- ☐ the attached translation is a verified translation. 37 CFR §1.52(d).

**9. Assignment**

- ☒ An assignment of the invention to Chef's Planet, L.L.C.
- ☒ is attached
- ☐ will follow

**10. Fee Calculation****A. ☒ Regular application**

| CLAIMS AS FILED                     |   |        |              |      |          |                       |
|-------------------------------------|---|--------|--------------|------|----------|-----------------------|
| Number Filed                        |   |        | Number Extra | Rate |          | Basic Fee<br>\$385.00 |
| Total Claims                        | 8 | - 20 = | 1            | X    | \$ 9.00  | \$ 0.00               |
| Independent Claims                  | 3 | - 3 =  | 0            | X    | \$ 43.00 | \$ 0.00               |
| Multiple dependent claim(s), if any |   |        |              |      | \$290.00 | \$ 0.00               |

- ☐ Amendment cancelling extra claims enclosed
- ☐ Amendment deleting multiple dependencies enclosed
- ☐ Fee for extra claims is not being paid at this time

Filing Fee Calculation \$385.00

**11. Small Entity Statement(s)**

- ☒ Applicant asserts small entity status and this application is being filed as a small entity under 37 CFR 1.27. A verified statement is enclosed.

**12. Fee Payment Being Made At this Time**

- ☐ Not Enclosed
- ☐ No filing fee is to be paid at this time.
- ☒ Enclosed
- |                                     |   |                 |
|-------------------------------------|---|-----------------|
| <input checked="" type="checkbox"/> | basic filing fee  | \$385.00        |
| <input checked="" type="checkbox"/> | recording assignment (\$40.00; 37 CFR §1.21(h)(1))  | \$ 40.00        |
| <input type="checkbox"/>            | petition fee for filing by other than all the inventors or person on behalf of the inventor where inventor refused to sign or cannot be reached. (\$130.00; 37 CFR §1.47 and 1.17(h)) | \$              |
| <input type="checkbox"/>            | for processing an application with a specification in a non-English language. (\$130.00; 37 CFR §1.52(d) and 1.17(k))   | \$              |
| <input type="checkbox"/>            | processing and retention fee (\$130.00; 37 CFR §1.53(d) and 1.21(l))  | \$              |
| <b>Total fees enclosed</b>          |   | <b>\$425.00</b> |

**13. Method of Payment of Fees**

- ☒ check in the amount of **\$425.00**
- ☐ charge Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_. A duplicate of this transmittal is attached.

**14. Authorization to Charge Additional Fees**

- ☐ The Commissioner is hereby authorized to charge the following additional fees by this paper and during the entire pendency of this application to Account No. \_\_\_\_:
- ☐ 37 CFR §1.16 (filing fees)
- ☐ 37 CFR §1.16 (presentation of extra claims)
- ☐ 37 CFR §1.16(e) (surcharge for the filing of the basic filing fee and/or declaration on a date later than the filing date of the application)
- ☐ 37 CFR §1.17 (application processing fees)
- ☐ 37 CFR §1.18 (issue fee at or before mailing of Notice of Allowance, 37 CFR §1.311(b)).
- ☒ Please charge any deficiency in the fees enclosed herewith to Deposit Account No. 18-2000. A duplicate copy of this transmittal letter is enclosed.

**15. Instructions As to Overpayment**

- ☒ credit Account No. 18-2000
- ☐ refund

Reg. No. 51,009

Tel. No. (312) 397-0303  
Fax No. (312) 397-0301



SIGNATURE OF ATTORNEY

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